

FILED

DISTRICT COURT

AO 120 (Rev. 3/04)

JAN 29 2009

TO: Director of the U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	REPORT ON THE FILING OR DETERMINATION OF AN LAND ACTION REGARDING A PATENT OR TRADEMARK
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court E.D.N.Y. on the following ☒ Patents or ☐ Trademarks:

DOCKET NO. <u>09cv392(LDW/WDW)</u>	DATE FILED <u>1/29/09</u>	U.S. DISTRICT COURT <u>E.D. N.Y.</u>
PLAINTIFF <u>Eli Lilly and Company</u>		DEFENDANT <u>Invagen Pharmaceuticals, Inc.</u>
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
<u>1 6,458,811</u>	<u>10/1/2002</u>	<u>Eli Lilly and Company</u>
<u>2 6,797,719</u>	<u>9/28/2004</u>	<u>Eli Lilly and Company</u>
<u>3 6,894,064</u>	<u>5/17/2005</u>	<u>Eli Lilly and Company</u>
<u>4</u>		
<u>5</u>		

In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY	<input type="checkbox"/> Amendment	<input type="checkbox"/> Answer	<input type="checkbox"/> Cross Bill	<input type="checkbox"/> Other Pleading
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK			
<u>1</u>					
<u>2</u>					
<u>3</u>					
<u>4</u>					
<u>5</u>					

In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT	
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<u>ROBERT C. HEINEMANN</u>	(BY) DEPUTY CLERK	DATE <u>1/29/09</u>
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Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director
Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy